

Chapter Trans 325

MOTOR CARRIER SAFETY REGULATIONS

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Trans 325.01 Definition. In this chapter, “planting and harvesting season” means the period of time beginning March 15 through December 15 of each year.

History: Cr., Register, January, 1997, No. 493, eff. 2–1–97.

Trans 325.02 Federal rules adopted. The following federal motor carrier safety regulations adopted by the United States department of transportation and in effect on January 4, 2004, are adopted by the department and shall be enforced in relation to those carriers, drivers or vehicles to which these rules apply in the same manner as though the regulations were set out in full in this chapter:

(1) Title 49, Code of Federal Regulations, part 390, federal motor carrier safety regulations—general;

(2) Title 49, Code of Federal Regulations, part 391, qualifications of drivers;

(3) Title 49, Code of Federal Regulations, part 392, driving of motor vehicles;

(4) Title 49, Code of Federal Regulations, part 393, parts and accessories necessary for safe operation;

(5) Title 49, Code of Federal Regulations, part 395, hours of service of drivers;

(6) Title 49, Code of Federal Regulations, part 396, inspection, repair and maintenance.

(7) Title 49, Code of Federal Regulations, part 397, transportation of hazardous materials; driving and parking rules.

(8) Every traffic officer and state patrol inspector employed under the authority of s. 110.07, Stats., is authorized to declare vehicles and drivers out-of-service in accordance with the 2003 North American uniform out-of-service criteria.

Note: The North American Uniform Out-of-Service Criteria is on file with the offices of the Revisor of Statutes, the Secretary of State, and the Department of Transportation, Division of State Patrol. Copies may be obtained by writing to the Division of State Patrol, P.O. Box 7912, Madison, WI 53707–7912, or to the Commercial Vehicle Safety Alliance, 5430 Grosvenor Lane, Suite 130, Bethesda, MD 20814.

History: Cr. Register, February, 1985, No. 350, eff. 3–1–85; am. (intro.), Register, September, 1988, No. 393, eff. 10–1–88; am. (intro.), Register, August, 1990, No. 416, eff. 9–1–90; am. (intro.), Register, April, 1993, No. 448, eff. 5–1–93; am. (intro.), Register, June, 1994, No. 462, eff. 7–1–94; am. (intro.), Register, December, 1995, No. 480, eff. 1–1–96; renum. from Trans 325.01 and am. (intro.), Register, January, 1997, No. 493, eff. 2–1–97; am. (intro.), cr. (8), Register, January, 1999, No. 517, eff. 2–1–99; am. (intro.) and (8), Register, August, 2000, No. 536, eff. 9–1–00; CR 02–003: am. (intro.) and (8) Register June 2002 No. 558, eff. 7–1–02; **CR 03–060: am. (intro.) and (8) Register December 2003 No. 576, eff. 1–4–04.**

Trans 325.05 Enforcement. (1) The provisions of s. Trans 325.02 (4) and (6) (Title 49, Code of Federal Regulations, parts 393 and 396) shall be enforced under the provisions of s. 110.075, Stats.

(2) The provisions of s. Trans 325.02 (2), (3), (5) and (7), (Title 49, Code of Federal Regulations, parts 391, 392, 395 and 397) shall be enforced under the provisions of ch. 194, Stats.

History: Cr. Register, February, 1985, No. 350, eff. 3–1–85; am., Register, January, 1999, No. 517, eff. 2–1–99.

Trans 325.09 Demerit points not applicable. No demerit points may be assessed for violations of the regulations adopted in this chapter.

History: Cr. Register, February, 1985, No. 350, eff. 3–1–85.

Trans 325.15 Copies of rules. The department shall advise carriers as to where copies of the federal rules adopted in this chapter may be obtained.

History: Cr. Register, February, 1985, No. 350, eff. 3–1–85.